

UNITED STATES DISTRICT COURT  
for the  
EASTERN DISTRICT OF NORTH CAROLINA

**U.S.A. vs. Phillip W. Parks Jr.**

**Docket No. 5:14-MJ-1984-1**

**Petition for Action on Probation**

COMES NOW Marla Bianco, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Phillip W. Parks Jr., who, upon an earlier plea of guilty to 18 U.S.C. § Assimilating N.C.G.S. 20-138-1, Driving While Intoxicated- Level 5, was sentenced by the Honorable Kimberly A. Swank, U.S. Magistrate Judge, on November 4, 2015, to 12 months probation under the conditions adopted by the court.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:**

Mr. Phillip Parks, Jr. has failed to complete his community service, 20 hours of substance abuse treatment or made any effort to pay on his Court ordered fine and fees totaling \$210.00. Now that he is gainfully employed, this officer is requesting a 3 month extension to give him an opportunity to complete these tasks before requesting a revocation hearing. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

**PRAYING THAT THE COURT WILL ORDER** that probation be modified as follows:

1. The term of probation be extended for 3 months for the expiration of November 3, 2016 to February 3, 2017.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

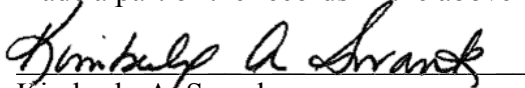
I declare under penalty of perjury that the foregoing  
is true and correct.

/s/ Eddie J. Smith  
Eddie J. Smith  
Supervising U.S. Probation Officer

/s/ Marla Bianco  
Marla Bianco  
U.S. Probation Officer  
310 Dick Street  
Fayetteville, NC 28301-5730  
Phone: 910.354.2535  
Executed On: October 06, 2016

**ORDER OF THE COURT**

Considered and ordered this 19th day of October, 2016, and ordered filed and made a part of the records in the above case.

  
Kimberly A. Swank  
U.S. Magistrate Judge

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**FOR JUDGE'S VIEW ONLY**

**DO NOT FILE**



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